

Application No.: 10/735,835Docket No.: 2038-316**REMARKS**

The Examiner's decision to withdraw the previous art rejections is noted.

Claims 1-14 are pending in the application. The claims remain unchanged notwithstanding the new claim rejection manifested in the Final Office Action.

Specifically, the rejection of claims 1-14 under the judicially created doctrine of the obviousness-type double patenting over claims 1-4 of commonly owned, copending application Serial No. 10/751,497 is noted. The correct serial number of the copending application should be 10/751,479. The double patenting rejection is believed obviated through the submission of the attached Terminal Disclaimer. It should be noted that the filing of the attached Terminal Disclaimer is not an admission of the propriety of the Examiner's rejection.

Indication of allowable subject matter of claims 1-14 and allowance of the instant application in the absence of other art rejections are believed appropriate and therefore courteously solicited.

The Examiner is invited to telephone the undersigned, Applicant's attorney of record, to facilitate advancement of the present application.

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To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP



Benjamin J. Hauptman
Registration No. 29,310

USPTO Customer No. 22429
1700 Diagonal Road, Suite 310
Alexandria, VA 22314
(703) 684-1111 BJH/KL/klb
(703) 518-5499 Facsimile
Date: September 2, 2005

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